



02-11-02

A
J1046 U.S. PRO
10/071579
02/08/02
IN THE UNITED STATES PATENT AND TRADEMARK

Box New Patent Application
Commissioner for Patents
Washington, D.C. 20231

Atty. Docket No.: 20206-129(P01-3725)

FILING TRANSMITTAL

Transmitted herewith for filing is the Patent Application of : Richard J. McLaughlin, Cynthia Sakaguchi, Farangis Aberg, and Marcelo M. de Azevedo

For: **"METHOD AND PROTOCOL FOR ASSURING SYNCHRONOUS ACCESS TO CRITICAL FACILITIES IN A MULTI-SYSTEM CLUSTER"**

ENCLOSURES

- 50 page application including specification, claims and abstract;
- 8 sheets (Figs. 1 – 10B) of informal/ formal drawings;
- A Declaration and Petition (signed/ unsigned);
- A postcard for return to us as proof of receipt of the referenced documents.
and
- An Assignment of the invention with an assignment cover sheet (fee is enclosed);
- Applicant claims small entity status (Under 37 CFR 1.27);
- IDS (form PTO-1449) and copies of references;
- An Associate Power of Attorney;
- A certified copy of the priority document (Under 35 USC 119);
- A Power of Attorney by Assignee;
- Other.

TYPE OF FILING

- This application claims the benefit of an earlier filed U.S. Patent Application (35 USC 120).
- This application claims the benefit of the priority date of earlier filed provisional patent application no 60/286,053, filed on April 23, 2001 (35 USC 119).
- This is an application filed pursuant to 37 CFR 1.53, permitting receipt of a filing date upon filing of specification, claims and drawings, if required, with applicant being given a period of one month from the date of notice to file the fee and oath or declaration.
- In the event any parts of this application are missing, please treat this as a filing under 37 CFR 1.53 as defined just above.

CERTIFICATE OF MAILING (37 CFR 1.10(A))

CERTIFICATE OF MAILING BY "EXPRESS MAIL" - Rule 10: I hereby certify that this correspondence is being deposited with the U. S. Postal Service "Express Mail Post Office to Addressee" under 37 CFR 1.10 as Express Mail No.EL745082159US addressed to Box New Patent Application, Assistant Commissioner for Patents, Washington, D.C. 20231 on February 8, 2002 by Sharyl R. Brown.

Date: February 8, 2002
Sharyl R. Brown

FEE CALCULATION

The filing fee has been calculated as shown below:

| | | SMALL ENTITY | OR | OTHER THAN A SMALL ENTITY | |
|--|----|--------------|--------|------------------------------|-------------|
| | | RATE | FEE | RATE | FEE |
| BASIC FEE Design Patent | | \$165 | \$ | \$330 | \$ |
| BASIC FEE Utility Patent | | \$370 | \$ | \$740 | \$740 |
| EXTRA FEES | | | | | |
| Total claims | 30 | minus 20=10 | x9 = | \$0 | x18 = \$180 |
| Independent Claims | 3 | minus 3 =0 | x42 = | \$0 | x84 = \$ |
| <input type="checkbox"/> Multiple Dep. Claim | | | +140 = | \$ | +280 = \$ |
| <input type="checkbox"/> Assignment | | | +40 = | \$ | +40 = \$ |
| <input type="checkbox"/> Rule 53 Surcharge | | | +65 = | \$ | +130 = \$ |
| TOTAL | | | | \$ | \$920 |

FEE PAYMENT

Attached is Check No. 127528 in the sum of \$960.00 to cover the filing fee and Recordation of Assignment.

Please charge Account No. 02-3964 the sum of \$ _____

FEE DEFICIENCY

Please charge Account No. 02-3964 in the sum of \$ _____

The Commissioner is authorized to charge (or credit any overpayment) to deposit account No. 02-3964:

- Any additional filing fees required under 37 CFR 1.16, except Rule 53 filings, which will be paid within the time permitted by PTOL 1533.
- Assignment Recordal fees.

The filing fee and surcharge under 37 CFR 1.16, patent application processing fees under 37 CFR 1.17 and patent issue fees under 37 CFR 1.18 are intended to be paid by our firm as they arise. As no abandonment is intended by any inadvertent nonpayment of fees, the Commissioner is hereby authorized to charge payment of such fees as from time to time come due, if not paid prior to due date to our Deposit Account No. 02-3964.

A duplicate copy of this sheet is enclosed.

Dated: February 8, 2002

Respectfully submitted,



P. Francois de Villiers
Reg. No: 48,200

OPPENHEIMER WOLFF & DONNELLY LLP
Customer No. 25696
P.O. Box 10356
Palo Alto, CA 94304
(650) 320-4000